

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

B.D. COOKE & PARTNERS LIMITED, AS  
ASSIGNEE OF CITIZENS CASUALTY COMPANY  
OF NEW YORK (IN LIQUIDATION),

Plaintiff,

-against-

CERTAIN UNDERWRITERS AT LLOYD'S,  
LONDON,

Defendants.

Civil Action No. 08-CIV-3435 (RJH)

**NOTICE OF MOTION FOR  
ADMISSION OF COUNSEL  
PRO HAC VICE**

PLEASE TAKE NOTICE that, upon the annexed affidavit of John Finnegan, sworn to May 7, 2008 and the exhibits thereto, and upon all pleadings and proceedings heretofore had herein, the undersigned will move this Court before the Honorable Richard Holwell, at the United States Court House, 500 Pearl Street, Courtroom 17B, New York, New York, on a date to be determined by the Court, for an order, pursuant to Local Civil Rule 1.3(c), admitting Carey G. Child of the law firm of Chadbourne & Parke LLP pro hac vice for the purpose of representing plaintiff B.D. Cooke & Partners Limited in the above-captioned action.

PLEASE TAKE FURTHER NOTICE that plaintiff waives oral argument on this motion unless defendant serves papers in opposition in which case oral argument is respectfully requested. Defendants did not oppose the admission of Carey G. Child pro hac vice in the related state action and have not indicated they intend to oppose admission in the above-captioned action.

MAY 09 2008

90-925-650274

U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK  
2008 MAY 9 12 05

Dated: New York, New York  
May 7, 2008

CHADBOURNE & PARKE LLP

By

  
John F. Finnegan

30 Rockefeller Plaza  
New York, New York 10112  
(212) 408-5100  
and  
1200 New Hampshire Avenue, N.W.  
Suite 300  
Washington, D.C. 20036  
(202) 974-5600

Attorneys for Plaintiff

TO: James Veach, Esq.  
MOUND COTTON WOLLAN & GREENGRASS  
Attorneys for Defendant  
One Battery Park Plaza  
24 Whitehall Street  
New York, NY 10004

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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ASSIGNEE OF CITIZENS CASUALTY COMPANY  
OF NEW YORK (IN LIQUIDATION),

Plaintiff,

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Defendants.

Civil Action No. 08-CIV-3435 (RJH)

**AFFIDAVIT OF JOHN  
FINNEGAN IN SUPPORT OF  
MOTION TO ADMIT COUNSEL  
PRO HAC VICE**

State of New York )  
 )  
 : ss.:  
County of New York )

JOHN FINNEGAN, being duly sworn, deposes and says:

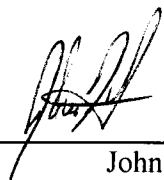
1. I am a partner in Chadbourne & Parke LLP, attorneys for B.D. Cooke & Partners Limited ("B.D. Cooke"), plaintiff in the above-captioned action. I make this affidavit in support of plaintiff's motion for an order, pursuant to Local Civil Rule 1.3(c), admitting Carey G. Child pro hac vice for the purpose of representing B.D. Cooke in this action. An affidavit of Mr. Child in support of this motion is attached hereto as Exhibit A.

2. Mr. Child is a partner in Chadbourne & Parke LLP and is resident in the firm's Washington, D.C. office. He is a member in good standing of the Bars of the District of Columbia and the Commonwealth of Virginia. His Certificates of Good Standing from these

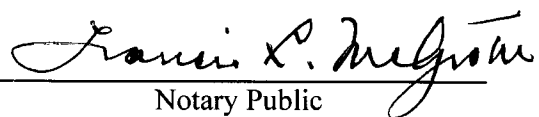
jurisdictions are attached hereto as Exhibit B. I have known Mr. Child for more than one year and can attest based upon experience that he is of the highest moral character and fitness.

3. Mr. Child concentrates in insurance and reinsurance litigation and arbitration. The experience of Mr. Child, along with his knowledge of the facts at issue in this case, are critical to the representation of B.D. Cooke and B.D. Cooke would be prejudiced if Mr. Child was not allowed to appear pro hac vice. B.D. Cooke has requested that Mr. Child assist in Chadbourne's representation of the plaintiff in this action.

WHEREFORE, I respectfully request that this Court admit Carey G. Child of Chadbourne & Parke LLP, Washington, D.C., pro hac vice for the purpose of representing plaintiff in the above-captioned action. A proposed form of Order is attached hereto as Exhibit C.

  
\_\_\_\_\_  
John Finnegan

Sworn to before me this  
7th day of May, 2008.

  
\_\_\_\_\_  
Notary Public  
FRANCIS L. McGRATH  
Notary Public, State of New York  
No. 01MC5062702  
Qualified in New York County  
Commission Expires ~~July 1, 1998~~  
August 10, 2010

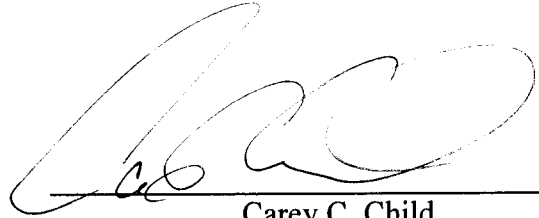




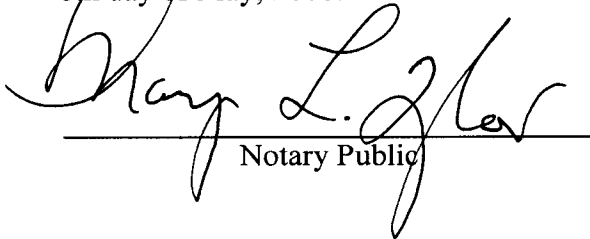
3. There has been an ongoing attorney-client relationship between B.D. Cooke and Chadbourne. B.D. Cooke has requested that I represent it in this action. I represented B.D. Cooke in a substantially similar matter and, as such, am uniquely familiar with the issues that are the subject of this proceeding.

4. For the foregoing reasons, I respectfully request that I be admitted pro hac vice to this Court for the purpose of representing B.D. Cooke in connection with the above-captioned action.

Dated: Washington, D.C.  
May 6, 2008

  
\_\_\_\_\_  
Carey C. Child

Sworn to before me this  
6th day of May, 2008.

  
\_\_\_\_\_  
Notary Public

District of Columbia: SS

Subscribed and Sworn to before me, in my presence,

this 6th day of May, 2008.

  
\_\_\_\_\_  
Notary Public, D.C.

My commission expires 04/14/11

Mary L. Taylor  
Notary Public District of Columbia  
My Commission Expires 04/14/11







District of Columbia Court of Appeals  
Committee on Admissions  
500 Indiana Avenue, N.W. — Room 4200  
Washington, D. C. 20001  
202 / 879-2710

I, GARLAND PINKSTON, JR., Clerk of the District of Columbia Court of Appeals, do hereby certify that

CAREY G. CHILD

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was on the 14<sup>TH</sup> day of MAY, 1993,  
duly qualified and admitted as an attorney and counselor and  
entitled to practice before this Court and is, on the date  
indicated below, an active member in good standing of this Bar.

In Testimony Whereof, I have  
hereunto subscribed my name  
and affixed the seal of this  
Court at the City of  
Washington, D.C., on May 7,  
2008.

GARLAND PINKSTON, JR., CLERK

By: \_\_\_\_\_

*Robert F. ...*  
Deputy Clerk



## VIRGINIA STATE BAR

### *CERTIFICATE OF GOOD STANDING*

*THIS IS TO CERTIFY THAT CAREY GLENN CHILD IS AN ASSOCIATE MEMBER OF THE VIRGINIA STATE BAR  
IN GOOD STANDING. MR. CHILD WAS LICENSED TO PRACTICE LAW IN VIRGINIA ON OCTOBER 1, 1992, AFTER  
SUCCESSFULLY PASSING THE BAR EXAMINATION GIVEN BY THE VIRGINIA BOARD OF BAR EXAMINERS.*

*Issued May 8, 2008*

KAREN A. GOULD  
EXECUTIVE DIRECTOR AND  
CHIEF OPERATING OFFICER



UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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ASSIGNEE OF CITIZENS CASUALTY COMPANY  
OF NEW YORK (IN LIQUIDATION),

Plaintiff,

-against-

CERTAIN UNDERWRITERS AT LLOYD'S,  
LONDON,

Defendants.

Civil Action No. 08-CIV-3435 (RJH)

**ORDER ADMITTING  
CAREY G. CHILD PRO HAC  
VICE ON WRITTEN MOTION**

THIS MATTER having been brought before the Court by John Finnegan,  
attorney for B.D. Cooke & Partners Limited, as Assignee of Citizens Casualty Company  
of New York (In Liquidation), and said sponsor attorney's affidavit in support;

IT IS HEREBY ORDERED that:

Carey G. Child  
Chadbourn & Parke LLP  
1200 New Hampshire Avenue, NW  
Washington, DC 20036  
(202) 974-5600  
(202) 974-5602 (fax)

is admitted to practice pro hac vice as counsel for Plaintiff B.D. Cooke & Partners Limited, as  
Assignee of Citizens Casualty Company of New York (In Liquidation), in the above-captioned  
case in the United States District Court for the Southern District of New York. All attorneys  
appearing before this Court are subject to the Local Rules of this Court, including the Rules  
governing discipline of attorneys. This action has been assigned to the Electronic Case Filing

(ECF) system; as such, Mr. Child shall immediately apply for an ECF password at [nysd.uscourts.gov](http://nysd.uscourts.gov). Counsel shall forward the pro hac vice fee to the Clerk of Court.

Dated: May \_\_\_\_, 2008  
New York, New York

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Judge Richard J. Holwell

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

B.D. COOKE & PARTNERS LIMITED, AS  
ASSIGNEE OF CITIZENS CASUALTY COMPANY  
OF NEW YORK (IN LIQUIDATION),

Plaintiff,

-against-

CERTAIN UNDERWRITERS AT LLOYD'S,  
LONDON,

Defendants.

Civil Action No. 08-CIV-3435 (RJH)

**AFFIDAVIT OF SERVICE  
PURSUANT TO LOCAL CIVIL  
RULES 5.3 and 6.1**

State of New York )  
 )  
 : ss.:  
County of New York )

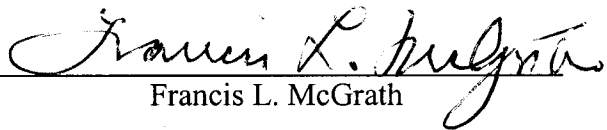
Francis L. McGrath, being duly sworn, hereby deposes and says:

1. I am in the employ of CHADBOURNE & PARKE LLP, attorneys for plaintiffs herein.
2. I am over the age of eighteen years and am not a party to this action.
3. On the 9th day of May, 2008, I served the Plaintiffs' Motion for Admission of Carey G. Child Pro Hac Vice filed in this action upon Defendant by depositing a true copy thereof securely in a post-paid wrapper for overnight delivery via Federal Express to:

James Veach

Mound Cotton Wollan & Greengrass  
One Battery Park Plaza  
New York, NY 100041486

4. The Federal Express package in which both items were enclosed bore  
the tracking number 8213 4759 7632.

  
Francis L. McGrath

Sworn to before me this  
9th day of May, 2008.

  
Notary Public

**KADE COUTAIN**  
Notary Public, State of New York  
No. 01CO6036828  
Qualified in Bronx County  
Certificate Filed in New York County  
Commission Expires Feb. 14, 2010